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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 JEFFREY BRAY,

10 Plaintiff,

11 v.

12 ALASKA USA FEDERAL CREDIT UNION,
13 *et al.*,

14 Defendants.
15

Case No. C17-1939RSL

ORDER REQUIRING MORE
DEFINITE STATEMENT

16 On January 9, 2018, plaintiff's application to proceed *in forma pauperis* was granted and
17 his complaint was accepted for filing. Pursuant to 28 U.S.C. § 1915(e)(2)(B), the Court may
18 dismiss an *in forma pauperis* action if the complaint is frivolous or fails to state a claim upon
19 which relief may be granted.¹ Frivolous claims include those that "lack[] an arguable basis
20 either in law or in fact." Neitzke v. Williams, 490 U.S. 319, 325 (1989). The nature of plaintiff's
21 claim or claims is difficult to discern, in part because his handwritten allegations are only
22 intermittently legible and consistently difficult to decipher. It appears his suit in some way
23 concerns a Dodge truck, home and auto insurance policies, and housing privileges—including
24 the allegation that "they stole my Native Alaskan Housing privileges and gave the Homosexual
25 my Housing." Dkt. # 1-1 at 5.

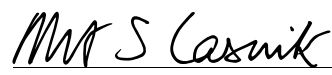
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28 ¹ Section 1915(e) applies to all *in forma pauperis* complaints, whether filed by prisoners or non-
prisoners. Lopez v. Smith, 203 F.3d 1122, 1129 (9th Cir. 2000).

1 Federal Rule of Civil Procedure 8(a)(2) requires “a short and plain statement of the claim
2 showing that the pleader is entitled to relief.” Although a complaint need not provide detailed
3 factual allegations, it must give rise to something more than mere speculation that plaintiff has a
4 right to relief. Bell Atl. Corp. v. Twombly, 550 U.S. 544, 555 (2007). The Court has reviewed
5 the pleading under the standards in 28 U.S.C. § 1915(e)(2) and finds that plaintiff has not met
6 his burden. Plaintiff brings his suit under Bivens v. Six Unknown Named Agents of Fed. Bureau
7 of Narcotics, 403 U.S. 388 (1971), and 42 U.S.C. § 1983, which authorize civil rights
8 complaints against federal and state officials, respectively. Plaintiff does not, however, appear to
9 identify any officials, state or federal, in any way involved in the facts surrounding his claim.

10 For that reason, the Court declines to issue summons in this matter. Plaintiff is hereby
11 **ORDERED** to file on or before **February 23, 2018**, an amended complaint which clearly and
12 concisely identifies the defendants alleged to have violated his civil rights, the acts of which
13 each defendant is accused, how those acts violated his legal rights, and the relief requested. The
14 key to filing an acceptable amended complaint will be providing enough facts that one could
15 conclude that plaintiff has a right to relief that is at least plausible. It would also benefit plaintiff
16 to record those facts in a manner that the Court can clearly read and understand. The amended
17 complaint will replace the existing complaint in its entirety. Failure to timely file an amended
18 complaint that asserts a plausible claim for relief will result in dismissal of this action.

19 The Clerk of Court is directed to place this Order Requiring More Definite Statement on
20 the Court’s calendar for consideration on Friday, February 23, 2018.

21 DATED this 25th day of January, 2018.

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25 Robert S. Lasnik
26 United States District Judge
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